

The Honorable Karen A. Overstreet  
Chapter 7 (Adversary)  
Hearing Date: June 18, 2010  
Hearing Time: 9:30 a.m.  
Hearing Location: 700 Stewart St.,  
Seattle – Room 7206  
Response Date: June 11, 2010

UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF WASHINGTON

In re

STEVEN C. BATEMAN and VIRGINIA T.  
LEE

Debtors.

Case No. 07-13346-KAO

EDMUND J. WOOD, solely in his capacity as  
Chapter 7 Trustee for the Bankruptcy Estate of  
Steven C. Bateman and Virginia T. Lee,

Plaintiff,

Adversary No. 09-01345-KAO

SECOND DECLARATION OF  
RONALDO REYES

v.

DEUTSCHE BANK NATIONAL TRUST  
COMPANY as Trustee for Long Beach  
Mortgage Loan Trust 2006-1; LONG BEACH  
MORTGAGE COMPANY; WASHINGTON  
MUTUAL BANK, as successor-in-interest to  
Long Beach Mortgage Company by operation  
of law and/or as its attorney in fact;  
JPMORGAN CHASE BANK, N.A.;  
LENDER'S PROCESSING SERVICES, INC.;  
PLATINUM HOMES, INC.; NORTHWEST  
TRUSTEE SERVICES, INC.,

Defendants.

1           Ronaldo Reyes declares as follows:

2           1.       **Identity of Declarant.** I am a Vice President for Deutsche Bank National Trust  
3           Company ("DB"). In my position as Vice President, I work on issues that require familiarity  
4           with, and access to, information in DB's possession regarding DB's role as Trustee of the Long  
5           Beach Mortgage Loan Trust 2006-1 ("Trust"). I have personal knowledge of, or have  
6           confirmed through my review of business records and discussions with appropriate personnel,  
7           the facts stated in this Declaration and know them to be true and correct. If called as a witness,  
8           I would be competent to testify to these matters.

9           2.       **Note.** Exhibit A is a true and correct copy of the original Note executed by  
10          Steven Bateman and Virginia Lee ("Debtors"), that is contained in DB's mortgage file for  
11          Debtors.

12          3.       **Deed of Trust.** Exhibit B is a true and correct copy of the original Deed of Trust  
13          dated December 2, 2005, executed by Steven Bateman and Virginia Lee, and recorded in the  
14          records of King County, Washington on December 9, 2005.

15          4.       **Pooling & Servicing Agreement.** Exhibit C is a true and correct copy of  
16          excerpts of the Pooling & Servicing Agreement ("PSA") dated as of February 1, 2006, which  
17          governs the Trust. DB acts as Trustee pursuant to the PSA. Long Beach Mortgage Company  
18          was the original Master Servicer under the PSA.

19          5.       **Possession of Original Note and Allonge.** Section 2.01 of the PSA requires that  
20          for each loan deposited in the Trust, DB (as Trustee) must receive a specific subset of loan  
21          documents for the Mortgage File that is reviewed and then stored in DB's vault. That file must  
22          contain (among other items): (a) the original Note endorsed either in blank or to DB; (b) any  
23          intervening assignments of the Note (e.g., an allonge); (c) the original Deed of Trust; and (d) an  
24          assignment of the Deed of Trust, endorsed in blank. DB's records show it was in possession of  
25          the original Note (with an original Allonge) endorsed in blank by Long Beach Mortgage  
26          Company, and the original Deed of Trust from December 21, 2005 until December 2, 2008. A  
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1 true and correct copy of a screen-print from DB's records-keeping database for the Bateman  
2 loan is attached as Exhibit D to this declaration, and Exhibit D shows that the initial loan  
3 review took place on December 21, 2005.

4 DB's Loan Inventory records show that it received: (a) the original Note, endorsed in  
5 blank, with an original intervening endorsement (i.e., the original allonge); (b) a copy of the  
6 Deed of Trust certified by Long Beach as a copy of the original (the Original Deed of Trust was  
7 received after recordation on August 2, 2006); (c) an Assignment of the Deed of Trust (in  
8 blank) from Long Beach Mortgage Company; and (d) the intervening assignment of Deed of  
9 Trust from Platinum Homes, Inc. to Long Beach Mortgage Company, certified by Long Beach  
10 Mortgage Company to be a true and correct copy of the original (which sent out for recording).  
11 A true and correct copy of the DB Loan Inventory record (showing receipt of the original Note  
12 and allonge) is attached as Exhibit E.

13 Significantly, if the original loan documents received by DB from Long Beach  
14 Mortgage Company had contained multiple allonges, that fact would have been noted in DB's  
15 records, and no such notation exists. Thus, the only allonge that was ever delivered to DB and  
16 which is contained in the original mortgage file for debtors is the allonge attached to the Note, a  
17 copy of which is attached as Exhibit A to this declaration.

18 6. ***Delivery of the Bateman Mortgage File to Chase.*** DB's records show that on  
19 December 1, 2008, it received a request from JPMorgan Chase Bank NA ("Chase") for delivery  
20 of the Bateman's original loan file to Chase's offices in Jacksonville, Florida. A true and  
21 correct copy of that request is attached as Exhibit F to this declaration. On December 2, 2008,  
22 DB responded to that request from JPMorgan Chase Bank NA ("Chase") and sent the original  
23 mortgage file (inclusive of the original Note and allonge, Deed of Trust, and Assignment) to  
24 Chase — as Master Servicer and agent under the PSA — in Jacksonville, Florida via Federal  
25 Express. Exhibit D to this declaration (see paragraph 5, above) shows that the original loan  
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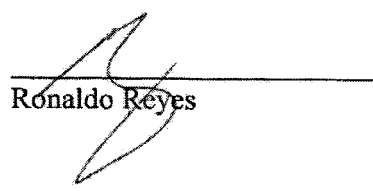
1 documents were received on December 21, 2005 and kept at DB until December 2, 2008, when  
2 the original loan documents were sent to Chase (as Master Servicer) in Jacksonville, Florida.

3 7. **Transfer of Subject Loan into Long Beach Mortgage Loan Trust 2006-1.** I  
4 have reviewed the Mortgage Loan Schedule that identifies the loans that comprise the Trust,  
5 and which are governed by the terms of the PSA. The Debtors' loan was in fact transferred  
6 into, and became part of, the Trust in February 2006.

7 8. **Limited Power of Attorney.** Exhibit G is true and correct copy of the Limited  
8 Power of Attorney, whereby WaMu was additionally authorized to act on behalf of DB relative  
9 to a variety of transactions, including without limitation, foreclosures related to loans held in  
10 the Trust.

11 I declare under penalty of perjury that the foregoing is true and correct to the best of my  
12 knowledge and belief.

13 EXECUTED at Santa Ana, CA, this 20th day of May, 2010.

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Ronaldo Reyes